

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
AUTOMOBILE
MANUFACTURING INDUSTRY
AS APPROVED ON JANUARY 8, 1934



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AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
AUTOMOBILE MANUFACTURING INDUSTRY

As Approved on January 8, 1934

**ORDER AMENDING CODE OF FAIR COMPETITION FOR THE
AUTOMOBILE MANUFACTURING INDUSTRY**

An application having been duly made in behalf of the Automobile Manufacturing Industry, pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, and the provisions of the Code of Fair Competition for the Automobile Manufacturing Industry duly approved on August 26, 1933, and amended on December 18, 1933, for approval of a further amendment to said Code of Fair Competition for the Automobile Manufacturing Industry; and an analysis, report, recommendation, and findings on said proposed amendment by the Administrator directed to the President having been made, which are incorporated herein by reference; and it being found that said proposed amendment complies in all respects with the pertinent provisions and will promote the policy and purposes of Title I of said Act and specifically that the requirements of Clauses (1) and (2) of subsection (a) of Section 3 of said Act have been met; and

It being likewise found that said proposed amendment complies with the terms of an understanding reached pending approval of the original Code of Fair Competition for said Industry, between the duly authorized representatives of said Industry and the Administrator, to the effect that in the event that the expiration date of said original Code as approved should be deferred to one year from the effective date thereof, the provisions of said original Code in regard to hours of employment would be subjected to reconsideration;

NOW, THEREFORE, pursuant to the authority vested in the President by Title I of the National Industrial Recovery Act, approved June 16, 1933, and otherwise; and pursuant to authority vested in the undersigned Administrator by Executive Order, including Order dated December 30, 1933, and otherwise, it is ordered that the said application be and it hereby is approved, and that, effective immediately, the said Code of Fair Competition for the Automobile

Manufacturing Industry, as amended on December 18, 1933, be and it hereby is further amended in the name of the President in the following particulars:

1. In article III, the fifth paragraph, which has heretofore read as follows:

"For this purpose it is made a provision of this Code that employers shall so operate their plants that the average employment of all factory employees (with exceptions stated below) shall not exceed thirty-five hours per week for the period from the effective date to the expiration date, and the hours of each individual employee shall so far as practicable conform with this average and shall in no case exceed the same by more than three percent."

shall be modified to read as follows:

"For this purpose it is made a provision of this Code that employers shall so operate their plants that the average employment of each factory employee (with exceptions stated below) shall not exceed forty hours per week for the period from the effective date to the expiration date."

2. In Article III, the sixth paragraph, which has heretofore read as follows:

"In order to give to employees such average of thirty-five hours per week, it will be necessary at times to operate for substantially longer hours, but no employee shall be employed for more than six days or 48 hours in any one week, and all such peaks shall be absorbed in such average."

shall be modified to read as follows:

"In order to give to employees such average of forty hours per week, it will be necessary at times to operate for substantially longer hours, but no employee shall be employed for more than six days or 48 hours in any one week, and all such peaks shall be absorbed in such average."

THE PRESIDENT OF THE UNITED STATES OF AMERICA,
By

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

K. M. SIMPSON,
Division Administrator.

WASHINGTON, D.C.
January 8, 1934.

The PRESIDENT,
The White House.

SIR: The National Automobile Chamber of Commerce has made application in behalf of the Automobile Manufacturing Industry that the Code of Fair Competition for said Industry be amended in the following particulars:

1. In Article III. the fifth paragraph, which has heretofore read as follows:

“For this purpose it is made a provision of this Code that employers shall so operate their plants that the average employment of all factory employees (with exceptions stated below) shall not exceed thirty-five hours per week for the period from the effective date to the expiration date, and the hours of each individual employee shall so far as practicable conform with this average and shall in no case exceed the same by more than three percent.”

be modified to read as follows:

“For this purpose it is made a provision of this Code that employers shall so operate their plants that the average employment of each factory employee (with exceptions stated below) shall not exceed forty hours per week for the period from the effective date to the expiration date.”

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be modified to read as follows:

“In order to give to employees such average of forty hours per week, it will be necessary at times to operate for substantially longer hours, but no employee shall be employed for more than six days or 48 hours in any one week, and all such peaks shall be absorbed in such average.”

The reports received from the manufacturers operating under this Code indicate that for those manufacturers who are members of the National Automobile Chamber of Commerce, the resulting reemployment in the month of September of this year has brought the total of employees above the number of employees attached to the Industry for the same month in any year since 1929.

The following table shows the number of factory employees of these members from the year 1929 to 1933 inclusive:

| September—Year | |
|----------------|----------|
| 1929----- | 194, 274 |
| 1930----- | 111, 996 |
| 1931----- | 113, 183 |
| 1932----- | 73, 411 |
| 1933----- | 150, 756 |

This table indicates that there were 77,345 more workers employed in September of this year than in September of 1932, or an increase of approximately 105%, and an increase of 38,760 workers over the same month in 1930, or an increase of approximately 34%.

While the employment level of 1929 has not been reached, it is my opinion that satisfactory absorption of labor should not be measured by employment in that year as there was a substantial percentage of floating workers brought to this Industry from their normal pursuits, many, if not most of whom, it is my understanding, have since returned to their former homes.

In addition the decrease in production must be considered as indicated by the fact that the production in September 1929 was 257,517 vehicles as compared with 144,367 in September of this year, a decrease of 43%, while employment in September of this year is only 22% below that of September 1929.

The contemplated increase in automobile purchases in the Spring of 1934 would, under the present average of thirty-five hours per week, probably result in again attracting a considerable number of men to Detroit and other automobile manufacturing centers, who would be without jobs after the Spring period of large production had passed.

The above figures cover only factory employees of manufacturers who are members of the National Automobile Chamber of Commerce, since complete figures are not available for the entire Industry prior to the Code. The National Automobile Chamber of Commerce represents approximately 78% of the production capacity and approximately 95% of the manufacturing units in the Industry.

For these reasons the amendment has been approved.

Respectfully,

HUGH S. JOHNSON,
Administrator.

WASHINGTON, D.C.,
January 8, 1934.

Approved Code No. 17—Amendment No. 2
Registry No. 1403-1-04.

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